

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

AUG 07 2013

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

DALE MORTENSEN and MELISSA  
BECKER, individually and on behalf of  
themselves and all others similarly  
situated,

Plaintiffs - Appellees,

v.

BRESNAN COMMUNICATIONS, a  
Delaware corporation,

Defendant - Appellant.

No. 11-35823

D.C. No. 1:10-cv-00013-RFC  
U.S. District Court for Montana,  
Billings

**MANDATE**

The judgment of this Court, entered July 15, 2013, takes effect this date.

This constitutes the formal mandate of this Court issued pursuant to Rule  
41(a) of the Federal Rules of Appellate Procedure.

Costs are taxed against the appellees in the amount of \$177.60.

FOR THE COURT:  
Molly C. Dwyer  
Clerk of Court

Margoth Turcios  
Deputy Clerk